

## MOTION TO RECOMMIT WITH INSTRUCTIONS

M\_\_\_. \_\_\_\_\_ moves to recommit the bill S. 3307 to the Committee on Education and Labor with instructions to report the same back to the House forthwith, with the following amendments:

Amend section 205 to read as follows:

1 **SEC. 205. CONDITION OF RECEIPT OF FUNDS UNDER THE**  
2 **CHILD AND ADULT CARE FOOD PROGRAM.**

3 Section 17 of the Richard B. Russell National School  
4 Lunch Act (42 U.S.C. 1766) is amended by adding at the  
5 end the following:

6 “(u) INELIGIBILITY OF INSTITUTIONS.—An institu-  
7 tion shall be ineligible for funds under this section if such  
8 institution employs a child care staff member who—

9 “(1) refuses to consent to a criminal back-  
10 ground check that includes—

11 “(A) a search of the State criminal reg-  
12 istry or repository in the State where the child  
13 care staff member resides and each State where  
14 such staff member previously resided;

15 “(B) a search of State-based child abuse  
16 and neglect registries and databases in the

1 State where the child care staff member resides  
2 and each State where such staff member pre-  
3 viously resided;

4 “(C) a search of the National Crime Infor-  
5 mation Center;

6 “(D) a Federal Bureau of Investigation  
7 fingerprint check using the Integrated Auto-  
8 mated Fingerprint Identification System; and

9 “(E) a search of the National Sex Of-  
10 fender Registry established under the Adam  
11 Walsh Child Protection and Safety Act of 2006  
12 (42 U.S.C. 16901 et seq.);

13 “(2) makes a false statement in connection with  
14 such criminal background check;

15 “(3) is registered or is required to be registered  
16 on a State sex offender registry or the National Sex  
17 Offender Registry established under the Adam  
18 Walsh Child Protection and Safety Act of 2006 (42  
19 U.S.C. 16901 et seq.); or

20 “(4) has been convicted of a felony consisting  
21 of—

22 “(A) homicide;

23 “(B) child abuse or neglect;

24 “(C) a crime against children, including  
25 child pornography;

1                   “(D) spousal abuse;  
2                   “(E) a crime involving rape or sexual as-  
3                   sault;  
4                   “(F) kidnapping;  
5                   “(G) arson; or  
6                   “(H) physical assault, battery, or a drug-  
7                   related offense, committed within the past 5  
8                   years.”.

In section 206, strike “(as amended by section 205)”.

